

**ASSIGNED
No. 68332**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office DEC 24 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 26 1997 under 62879

The applicant Bailey & Dutton, a Nevada General Partnership hereby makes application for permission to change the point of diversion, place of use and manner of use of water heretofore appropriated under a portion of Claim 114 of the Truckee River Decree, said Decree entered by the District Court of the United States for Nevada in that certain action entitled "The United States of America vs. Orr Ditch Water Company, et al., Defendants in Equity Docket A-3

1. The source of water is the Truckee River
2. The amount of water to be changed 0.045 cfs, not to exceed 14.06 acre-feet annually
3. The water to be used for municipal and domestic
4. The water heretofore permitted for as decreed
5. The water is to be diverted at the following point see attached Exhibit A and as shown on the supporting map for Application 58882.
6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, T.19N., R.18E., M.D.M. or at a point from which the NW corner of Section 15, T.19N., R.18E., bears S 75° 16' E a distance of 1,650 feet. Highland Ditch per Orr Ditch Decree.
7. Proposed place of use See attached Exhibit B and as shown on the supporting mapping for Application No. 62141.
8. Existing place of use 3.75 acres within NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, T.19N., R.19E., M.D.M., referred to as Washoe County Assessors Parcel No. 005-190-02
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from as decreed
11. Description of proposed works existing Truckee Meadows Water Authority (formerly Sierra Pacific Power Company) facilities
12. Estimated cost of works completed
13. Estimated time required to construct works completed
14. Estimated time required to complete the application of water to beneficial use 10 years
15. Remarks: Supporting map for existing place of use and point of diversion prepared by the Division of Water Resources Truckee River Claim Map TR-011.

Dwight L. Smith, P.E.
By s/Dwight L. Smith
5190 Neil Road, Suite 210
Reno, NV 89502

Compared my/cmf lb/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim 114, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.045 cubic feet per second, but not to exceed 14.06 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

January 27, 2013

Proof of the application of water to beneficial use shall be filed on or before:

February 27, 2013

Map in support of proof of beneficial use shall be filed on or before:

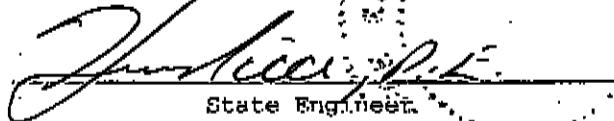
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 27th day of January, A.D. 2003


Hugh Ricci, P.E.
State Engineer

Completion of work filed March 12, 1997 under 60929

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____

EXHIBIT "A"

The following describes the multiple points of diversion for Truckee Meadows Water Authority Water Treatment Plants, which are shown on the map accompanying Permit No. 58882 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):

The existing point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

HIGHLAND DITCH (HIGHLAND RESERVOIR):

The existing point of diversion is situate within the Southwest one-quarter of the Southeast one-quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance of 1,650.00 feet.

IDLEWILD TREATMENT PLANT:

The existing point of diversion is situate within the Southeast one-quarter of the Southeast one-quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):

The existing point of diversion is situate within the Southwest one-quarter of the Northeast one-quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 7, T.19N., R.20E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southeast one-quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

ORR DITCH (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion the Southwest corner of said Section 17 bears South 44°40' West, a distance of 3,211.00 feet.



EXHIBIT "B"
PROPOSED PLACE OF USE

<u>DIVISION</u>	<u>SECTION</u>	<u>T-N</u>	<u>R-E</u>
ALL	1-5	18	M.D.B.&M.
E%	6&7	18	M.D.B.&M.
ALL	8-17	18	M.D.B.&M.
E%	18&19	18	M.D.B.&M.
ALL	20-29	18	M.D.B.&M.
E%	30&31	18	M.D.B.&M.
ALL	32-36	18	M.D.B.&M.
ALL	1-5	19	M.D.B.&M.
E%	6&7	19	M.D.B.&M.
ALL	8-17	19	M.D.B.&M.
E%	18&19	19	M.D.B.&M.
ALL	20-29	19	M.D.B.&M.
E%	30&31	19	M.D.B.&M.
ALL	32-36	19	M.D.B.&M.
ALL	1-5	20	M.D.B.&M.
E%	6&7	20	M.D.B.&M.
ALL	8-17	20	M.D.B.&M.
E%	18&19	20	M.D.B.&M.
ALL	20-29	20	M.D.B.&M.
E%	30&31	20	M.D.B.&M.
ALL	32-36	20	M.D.B.&M.
ALL	1-5	21	M.D.B.&M.
E%	6&7	21	M.D.B.&M.
ALL	8-17	21	M.D.B.&M.
E%	18&19	21	M.D.B.&M.
ALL	20-29	21	M.D.B.&M.
E%	30&31	21	M.D.B.&M.
ALL	32-36	21	M.D.B.&M.
ALL	1-36	18	M.D.B.&M.
ALL	1-36	19	M.D.B.&M.
ALL	1-36	20	M.D.B.&M.
ALL	1-36	21	M.D.B.&M.
ALL	2-35	18	M.D.B.&M.
W%	36	18	M.D.B.&M.
ALL	4-12	19	M.D.B.&M.
ALL	14-23	19	M.D.B.&M.
ALL	26-35	19	M.D.B.&M.
ALL	1-36	20	M.D.B.&M.
ALL	1-36	21	M.D.B.&M.
ALL	1-36	20	M.D.B.&M.
ALL	1-36	21	M.D.B.&M.

SEE SUPPORTING MAP ON FILE WITH APPLICATION NO. 62141

